

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

IN RE: JONATHAN BARGER

Debtor

Case No. 19-10254-JKF

(Chapter 13)

NOTICE OF APPEAL AND STATEMENT OF ELECTION

PART 1: Identify the Appellant

1. Name of Appellant: Jonathan Barger
2. Position of Appellant in the Bankruptcy Case that is subject of this appeal: Debtor.

PART 2: Identify the Subject of this Appeal

1. Describe the judgment, order, or decree appeal from: Order of the Honorable Jean K. FitzSimon, United States Bankruptcy Judge, granting Syndcore Holdings, LLC's Motion for Relief from the Automatic Stay. See attached as Exhibit "A" and made a part hereof.
2. State the date on which the judgment, order, or decree was entered: April 8, 2020.

PART 3: Identify the Other Parties to the Appeal

List the names of all parties to the judgment, order, or decree appeal from and the names, addresses and telephone numbers of their attorneys are as follows:

1. Party: Jonathan Barger
Attorney: Alan B. Kane, Esquire
The Law Office of Alan B. Kane
600 Louis Drive, Suite 201
Warminster, PA 18974
Tele: (610) 279-5151
2. Party: Syndcore Holdings, LLC
Attorney: Jason L. Rabinovich, Esquire
Law Office of Jason Rabinovich, PLLC

CC: Judge FitzSimon,(email)
Jonathan Barger,Debtor
Alan Kane,Counsel for Debtor
Scott Waterman Chapter 13 Trustee

Jason Rabinovich,Counsel for Syndcore Holdings
Polly Langdon,Counsel for Chapter 13 Trustee
US Trustee
District Court electronically

1700 Market Street, Suite 1005
Philadelphia, PA 19103
Tele: (267) 423-4130

PART 4: Optional election to have appeal heard by District Court (applicable only in certain districts)

If a Bankruptcy Appellate Panel is available in this judicial district, the Bankruptcy Appellate Panel will hear this appeal unless, pursuant to 28 USC §158(c)(1), a party elects to have the appeal heard by the United District Court. If an appellant filing this notice wishes to have the appeal heard by the United States District, check below. Do not check if the appellant wishes the Bankruptcy Court Appellant Panel to hear the appeal.

☒ Appellant elects to have the appeal heard by the United States District Court rather than by the Bankruptcy Appellate Panel.

PART 5: Sign Below

Respectfully submitted,

Dated: April 21, 2020


By: 
Alan B. Kane, Esquire
Attorney Id. No. 66379
Attorney for Appellant,
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EXHIBIT "A"

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF PENNSYLVANIA

IN RE:

CHAPTER 13

JONATHAN P. BARGER,

Bankruptcy No: 19-10254-jkf

Debtor.

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ORDER

AND NOW, this 8th day of April 2020, upon consideration of Syndcore Holdings, LLC's Motion for Relief from the Automatic Stay (the "Motion"), any response or reply, and after sufficient notice and a hearing, it is hereby ORDERED that the Motion is GRANTED in its entirety. The stay is terminated and Syndcore Holdings, LLC may proceed with its state court action to foreclose on the property situated at 2505 Orthodox Street, Philadelphia, PA 19137.

BY THE COURT:

